

EMERGENCY MEETING OF THE TOWN BOARD  
OF THE TOWN OF NEW HARTFORD, NEW YORK  
HELD AT 8635 CLINTON STREET, NEW HARTFORD, NY ON  
Monday, November 30, AT 6:00 PM

Town Supervisor Miscione called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

TOWN BOARD MEMBERS PRESENT:

Councilman James J. Messa  
Councilman Richard Lenart  
Councilman David M. Reynolds  
Supervisor Paul A. Miscione

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Deputy Supervisor Anthony J. Trevisani  
Highway/Sewer Superintendent Richard C. Sherman  
Town Attorney Herbert J. Cully  
Deputy Town Supervisor Anthony Trevisani  
Police Chief Mike Inserra  
Deputy Clerk I Melody K. Fancett

ABSENT - Councilman Richard B. Woodland, Jr.

Thereafter, the Supervisor declared a quorum present for the transaction of business.

Supervisor Miscione – This is a Emergency Town Board Meeting

**I. Authorizing Adirondack Bank as 2021 Tax Collection**

Supervisor Miscione - M&T Bank refuses to do the tax collection for 2021. Adirondack Bank has offered to do it for us. Would like to sign agreement for Adirondack Bank to take care of our tax collection for 2021.

Councilman Lenart introduced the following Resolution for adoption, seconded by Councilman Messa:

**(RESOLUTION NO. 291 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby authorize the use of Adirondack Bank subject to a written agreement prepared by Town Attorney Cully that will indemnify Tax Collections through Adirondack Bank.

Upon roll call, the Board members voted as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye.

This Resolution was declared unanimously carried and duly *ADOPTED*.

**II. Agreement for Bank Account-Clerks Office**

Councilman Messa introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 292 OF 2020)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize the use of Adirondack Banks Account for Tax Collections for the year of 2021.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

**III. Authorization to Deputy Clerk I and II to Open Tax Checking Account**

Adirondack Bank- The account would be opened by Town Supervisor Miscione. Deputy Clerks I and II will be signers on the checking account for 2021 taxes.

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 293 OF 2020)

RESOLVED, that the Town Board does hereby declare Deputy Clerks I and II to be signers on the checking account at Adirondack Banks 2021 Taxes Account.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye

Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly *ADOPTED*

**IV. Police reform committee**

1. Rabi Levi from New Hartford Village, from the synagogue.

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 294 OF 2020)

RESOLVED, that the Town Board does hereby declare Rabi Levi a part of the Police Reform Committee.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly *ADOPTED*

2. Victor Pearlman would also like to join, he is part of the OCJ and also a resident of the Town.

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 295 OF 2020)

RESOLVED, that the Town Board does hereby declare Victor Pearlman a part of the Police Reform Committee. There are four open seats left to the committee.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly *ADOPTED*

**Supervisor Miscione** – We have four (4) more vacancies left. Looking for people in the community. Would like to fill by December so don't get our state funding cut. Currently we have Chief, Lt., Supervisor Miscione, Rabi Levi, Victor Pearlman, Jim Brock – six (6) so four (4) more vacancies.

**V. Park Lights/Menorah/Christmas Festival**

We did at the park last year. People who would like to put stuff up at the park; No change to the drive through. The festival is open to everyone. Presented by the churches and synagogue. We can out it on our Facebook page and website that if anyone wants to participate, they can.

**VI. Town Attorney Herbert Cully** – I have an executive session to go through the PBA contract again – they are meeting tomorrow to vote. Also, to discuss the Town Clerk appointment and a potential settlement of claim against the Town.

**VII. Councilman Messa** – Willowvally Fire Service Award – Tom Smith needs a resolution this year at the December 16, 2020 meeting – has to turn it in. Will get all the information for the resolution.

Councilman Messa introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 296 OF 2020)

RESOLVED, that the Town Board does hereby approve to have a resolution at the December 16, 2020 meeting for the Willowvally Service Award.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly *ADOPTED*

**VIII. Supervisor Miscione** – Reappoint Doctor Sikder for the Planning Board – term expires December 31, 2020.

Councilman Messa introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 297 OF 2020)

RESOLVED, that the Town Board does hereby approve to reappoint Doctor Sikder to the Planning Board for 2021.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly ADOPTED

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 298 OF 2020)

RESOLVED, that the Town Board does hereby approve to go enter into Executive Session to discuss the PBA contract, Town Clerk Appointment and potential settlement of claim.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly ADOPTED

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 299 OF 2020)

RESOLVED, the Town of New Hartford Town Board does hereby approve to return from Executive Session.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly ADOPTED

**IX. Town Attorney Herbert Cully**

1. Motion to authorize Supervisor Miscione to sign a settlement agreement as it relates to 1221 ½ Pleasant Street – New Hartford as discussed as the specific terms in Executive Session which have been deemed confidential as far as being released at this point.

Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 300 OF 2020)

RESOLVED, the Town of New Hartford Town Board does hereby approve Supervisor Miscione to sign a settlement agreement as it relates to 1221 ½ Pleasant Street – New Hartford.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent
Supervisor Miscione	-	Aye

The Resolution was then declared unanimously carried and duly ADOPTED

2. Motion to authorize the formal offer of settlement as it relates to the new PBA contract as discussed, 3% increase and further it would allow for additional use of some holiday time as long as it is done up to March of the following year. Further, we are asking for a tax change as it relates to administrative memos. If authorized by the Board, will confirm with Attorney DePerno that this is our position. PBA has a meeting tomorrow.

Councilman Messa introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. 301 OF 2020)

RESOLVED, the Town of New Hartford Town Board does hereby approve authorize the formal offer of settlement as it relates to the new PBA contract.

Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Absent

Supervisor Miscione - Aye

The Resolution was then declared unanimously carried and duly *ADOPTED*

**ADJOURNMENT-** There being no further business to come before the Town Board, upon motion of Councilman Reynolds and second by Councilman Lenart, the meeting was adjourned at 8:26 p.m.

**(RESOLUTION NO. 302 OF 2020)**

**RESOLVED** that the New Hartford Town Board does hereby accept and approve as submitted the approval to adjourn

Upon roll call, the Board members voted as follows:

Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Councilman Messa	-	Aye
Supervisor Miscione	-	Aye.

The Resolution was declared unanimously carried and duly *ADOPTED*

Respectfully submitted,

**Cheryl A. Jassak-Huther**

**Town Clerk**

**7/30/2021**